

UNITED STATES DISTRICT COURT, NORTHERN DISTRICT ILLINOIS
EASTERN DIVISION

JAVIER PEREZ, }
Plaintiff, }
V. }
Jennifer Witherspoon, et al., }
Defendants. }

FILED

08 C 2401

JUL 7 2008 aew

JUL 7, 2008
MICHAEL W. DOBBINS
CLERK, U.S. DISTRICT COURTMOTION TO RECONSIDER

Comes now Plaintiff Javier Perez, Pro Se, and by his Jail House Legal Assistant Melvin Devost, pursuant to Fed. Civ. Rules of Procedure, and this Court's Order of 05-21-C8; Plaintiff States as follows:

1. Plaintiff is illiterate, cannot read nor write.
2. The Offender whom did assist the Plaintiff in previous filings, is [No] Longer housed in confinement with Plaintiff.
3. Offender/ Legal Assistant, Melvin Devost, is hereby willing to assist Plaintiff Perez until such time as Plaintiff have obtained COUNSEL.

4. See attached Affidavits.
5. Plaintiff's Assistant is prepared to file the appropriate amendment to his complaint, as previously ordered by this Court.
6. Said Assistant Vehemently contends that Plaintiff Perez have merititious claim(s) as a result of being denied Due-Process, and subsequently being Punitively Segregated without Said "Due-Process".
7. Plaintiff Perez exhausted available remedies, with sufficient documentation in support of same.
8. Plaintiff requires the Court to order that no jail staff impede nor implement retaliatory measures against Legal Assistant "Melvin Devost" L-27098.
INJUNCTIVE RELIEF / Order necessary.
Wherefore, Plaintiff pray this Court rescind Said 05-21-08 Order, and for "Reconsideration", allow Plaintiff to pursue his alleged Constitutional claims without obstruction on the part of jail staff, and respectfully, for all other relief deemed

Proper and just herein.

Respectfully Submitted,
(s) Javier Perez
JAVIER PEREZ

By Melvin Devost
MELVIN L. DEVOST

CERTIFICATE OF SERVICE

I, JAVIER PEREZ, AND by ASSISTANT MELVIN DEVOST, Swear under Penalty of Perjury that I Served a copy of the attached document on each Defendant by placing it in the Mail at the Lake County jail Waukegan, Illinois 60085 on 06-10-08.

* Jennifer Wilherspoon
* Megan McCord,
Defendants Served
06-10-08

(s) Javier Perez
PLAINTIFF

JAVIER PEREZ

(s) Melvin Devost Jr.
LEGAL ASSISTANT
MELVIN DEVOST SR.

STATE OF ILLINOIS ;
COUNTY OF LAKE ;

AFFIDAVIT

I, Javier Perez, being first duly sworn on his oath, depose and state that the contents of the foregoing Affidavit are true in substance and in fact to the best of my knowledge.

Was unable to respond to Court's Order of 05-21-08 due to my illiteracy, as well as my complete lack of knowledge regarding Civil Procedure. [MELVIN DeVost] is hereby authorized to both assist me in all future filings and receive any/all notices/orders from the Court until such time as legal counsel can be obtained.

AFFIDAVIT

SUBSCRIBED AND SWEORN TO BEFORE ME THIS _____ DAY OF _____, 19 _____.

Notary Public

STATE OF ILLINOIS }
COUNTY OF LAKE }

APPENDAVIT

I, Melvin L. DeVost, being first duly sworn on his oath, depose and state that the contents of the foregoing Affidavit are true in substance and in fact to the best of my knowledge.

That Javier Perez, being illiterate did
hereby request my legal assistance
in the entitled Case #08 C2401.

For Motion to Reconsider Court's Order
of 05-21-08. And further attest that the
prior inmate who assisted Plaintiff
Perez, is no longer housed [confined]
with said Plaintiff. And should it please
said Court, I will provide said assistance
until such time as counsel has been
obtained. (Barring any obstruction by Lake
County Jail Staff). Marvin DeVost, Jr.

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ATTACHE MELVIN DEVOST SR.
06-04-08

SUBSCRIBED AND SWEARN TO BEFORE ME THIS _____ DAY OF _____, 19 ____.

Notary Public

Dear Clerk,

OL-10-08

ENCLOSED PLEASE FIND PLAINTIFF JAVIER PEREZ' MOTION FOR RECONSIDERATION, AND ATTACHED AFFIDAVITS. PLEASE NOTE: I, MELVIN DEVOST, HAVE BEEN AUTHORIZED BY PLAINTIFF PEREZ TO LEGALLY ASSIST IN HIS FILINGS. THE LAKE COUNTY JAIL MAY REQUIRE A COURT'S ORDER/ OR INJUNCTION TO PROHIBIT ALL JAIL STAFF FROM RENDERING LEGAL ASSISTANCE BY MELVIN DEVOST IN THE ENTITLED CAUSE.

I WILL SUBMIT ALL REQUIRED FILINGS TO THE CLERK UPON ORDER OF THE COURT. AND AM HEREBY AUTHORIZED TO RECEIVE SAID COURT CORRESPONDANCES ANDlikewise PREPARE SAID FILINGS.

THANK YOU IN ADVANCE

(S) MELVIN DEVOST
MELVIN DEVOST

FOR: JAVIER PEREZ
(S) JAVIER PEREZ